



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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EXAMINER: D. Ngyugen

Application of: Lawrence J. Thomas

Serial No.: 09/845,511

Filed: April 30, 2001

Entitled: PLASMID-BASED VACCINE FOR TREATING ATHEROSCLEROSIS

Atty. Docket No.: TCS-414.2P US-1

Commissioner for Patents
Washington, DC 20231

Response to Restriction and Election of Species Requirements

Sir:

This paper is filed in response to the Office Action (Paper No. 4), mailed July 16, 2002, in the above-identified application and to the telephonic interview between Applicant's attorney and the Examiner on August 9, 2002. This paper is filed within the one-month shortened statutory period for response. Accordingly, no fee associated with this response is believed to be due. However, to avoid abandonment, the Commissioner is hereby authorized to charge any fee related to this response to Deposit Account No. 50-0268.

Please amend the claims as indicated below:

IN THE CLAIMS

Please amend Claim 31 as provided below in clean form pursuant to 37 C.F.R. § 1.121(c)(1)(i). A marked up version of amended Claim 31 is attached pursuant to 37 C.F.R. § 1.121(c)(1)(ii) as Tab A, wherein bracketed "[]" terms are to be deleted by this amendment.

In addition, a set of the claims (Claims 17-35) with amendment in this application in clean form is provided pursuant to 37 C.F.R. § 1.121(c)(3) and is attached as Tab B.